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APPLICATION NUMBER

10675 JOHN JAY HOPKINS DRIVE, SUITE E225

FILING OR 371 (c) DATE

GNF

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/680,806

GENOMICS INSTITUTE OF THE **NOVARTIS RESEARCH FOUNDATION**

SAN DIEGO, CA 92121-1127

10/07/2003

John R. Walker

P0057US10

CONFIRMATION NO. 4804

FORMALITIES LETTER

OCD000000138705051

Thespouse: Nov. 23, 2004

Date Mailed: 09/23/2004



NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

 Additional claim fees of \$86 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$216 for a Large Entity

\$130 Late oath or declaration Surcharge.

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Total additional claim fee(s) for this application is \$86

1020.00 DA

\$86 for 4 independent claims over 3.

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02 FC:1051

130.00 DA

Page 2 of 2

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Replies should be mailed to:

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Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Signature

PTO/SB/21 (09-04)

February 22, 2005

Date

FEB 2 2 2005

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10/680,806 Application Number TRANSMITTAL 10/06/2003 Filing Date **FORM** John R. Walker First Named Inventor 1646 Art Unit **Examiner Name** to be used for all correspondence after Initial filing)

otal Number of Pages in This Submission	on 13	Attorney Docket Num	nber	P1057US10				
ENCLOSURES (check all that apply).								
Fee Transmittal Form		Drawing(s)		After Allowance Communication to TC Appeal Communication to Board				
Fee Attached		g-related Papers	of Appeals and Interferences Appeal Communication to TC					
Amendment / Reply	Petition			(Appeal Notice, Brief, Reply Srief)				
After Final	Provision	to Convert to a nal Application		Proprietary Information				
Affidavits/declaration(s)	Power of Change	f Attorney, Revocation of Correspondence Addre	ess	Status Letter				
	Termina	1 Disclalmer	Ì	Other Enclosure(s) (please identify below):				
Express Abandonment Request		t for Refund mber of CD(s)		Form PTO/SB/21 Transmittel Form (1 pg.); Form PTO/SB/17 Fee Transmittel FY 2005 (Form PTO/SB/17) (1 pg. + 1 pg. copy); Three executed Forms PTO/SB/01A (3 pgs.); Copy of Initial ADS (4 pgs.);				
Information Disclosure Statement	Landscape Table on CD			 Copy of Notice to Fite Missing Parts mailed 09/23/04 (2 pgs.); and Fax Cover Sheet with Certificate of Transmission under 37 CFR 1.8 (1 pg.). 				
Certified Copy of Priority Document(s)	Remarks Missing Pa	A three-month s arts mailed on Septembe	extension or 23, 200	of time to reply to the Notice to File 4 is respectfully requested.				
Reply to Missing Parts/ Incomplete Application								
Reply to Missing Parts under 37 CFR1.52 or 1.53								
SIG	NATURE O	F APPLICANT, ATTOR	RNEY, O	R AGENT				
Firm	Genomics In	stitute of the Novartis Resear	ch Founds	tion				
Signature	35,2 An							
Printed Name	Timothy L. Smith, Ph.D.							
Date	February 22		Reg. No.	35,387				
CERTIFICATE OF TRANSMISSION/MAILING								
I hereby cartify that this correspondence is being facelmile transmitted to the US PTO at faceimile No.: 703-746-4080 on the date shown below.								

Typed or printed name Jill N/Clarke

This collection of information is required by 37 CFR 1.5. The Information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to This collection of information is required by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including process) an application, confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including process) an application, confidentiality is governed application form to the USPTO. Time will vary depending upon the Individual case. Any comments on the gathering, preparing, and submitting the complete this form and/or suggestions for reducing this burden, should be sent to the Chief information Officer, U.S. Patent and amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief information Officer, U.S. Patent and amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief information Officer, U.S. Patent and amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief information Officer, U.S. Patent and amount of time you require to complete this form and/or suggestions for reducing this distribution.

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Effective on 12/08/2004.				Complete If Known					
Fees pursuent to the Consolidated Appropriations Act, 2005 (H.R. 4818).			Application Number	10/680,608					
FEE TRANSMITTAL		Filing Date	10/07/2003						
for FY 2005			First Named Inventor	First Named Inventor John R. Walker					
Applicant claims small entity status. See 37 CFR 1.27			Examiner Name						
TOTAL AMOUNT OF PAYMENT (\$) 1,050		Art Unit	1848						
		Attorney Docket No.	P1057US10						
ETHOD OF PAYMEN	T (check al	I that apply)							
Check C Credit Cal	rd Mor	ney Order None	Other (please ident	tify) :					
Deposit Account Dep	onsit Accoun	t Number: 50-1885 De	posit Account Name:	Genomics Institute of	of the Novartis R	esearch Foundation			
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Indep, Claims	Extra Claims	Fee(\$)		Fee Paid (\$)	•	
- 3 or HP=	×		=			
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3. APPLICATION SIZE If the specification and di	FEE rawings exceed 100 s	heets of pape	1 (ext	cluding electronically filed sequent	te or computer	

listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. Sec 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s). Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (S) Fee Paid (S)

_ (round up to a whole number) x / 50 = Fees Paid (\$) 4. OTHER FEE(S) \$1,150

Non-English Specification, \$130 fee (no small entity discount) Other (e.g., late filing surcharge): Three Month Extension of Time (\$1,020) + Fiting Surcharge (\$130)

SUBMITTED BY					
	52 3 Am	Registration No. (Attorney/Agent)	35,367	Telephone	858-812-1 <i>54</i> 7
Signature .	3-1200	(Anatho)i doni		Dato	February 22, 2005
Name (Prim/Type)	Timethy L. Smith, Ph.D.				

This collection of information is required by 37 CFR 1,138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO) to proceed an approximation. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed expellection form to the USPTO. Time will vary depending upon the individual case. Any comments of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence for U.S. Patent Application No. 10/680,806 filed October 6, 2003 in re John R. Walker, et al. is being facsimile transmitted to the United States Patent and Trademark Office at facsimile number (703) 746-4060 on February 22, 2005.

Tu R. Clurch Signature

Jill R Clarke

Typed or printed name of person signing Certificate

Customer No. 29490

Genomics Institute of the Novartis Research Foundation

Telephone: 858-812-1855

Fax: 858-812-1981

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Attachments:

1. Form PTO/SB/21 Transmittal Form (1 pg.);

- 2. Form PTO/SB/17 Fee Transmittal FY 2005 (Form PTO/SB/17) (1 pg. + 1 pg. copy);
- 3. Three executed Forms PTO/SB/01A (3 pgs.);
- 4. Copy of Initial ADS (4 pgs.);
- 5. Copy of Notice to File Missing Parts mailed 10/18/04 (2 pgs.);
- 6. Fax Cover Sheet with Certificate of Transmission under 37 CFR 1.8 (1 pg.).

Total pages (including this paper): 13

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